

DEPARTMENT OF THE TREASURY
BUREAU OF ALCOHOL, TOBACCO AND FIREARMS
APPLICATION FOR AND CERTIFICATION/EXEMPTION OF LABEL/BOTTLE APPROVAL
(See Instructions and Paperwork Reduction Act Notice on Back)

PART I - APPLICATION		
<div>FOR ATF USE ONLY</div> <div>3. NAME AND ADDRESS AND PLANT REGISTRY NO. OR BASIC PERMIT NO. OF APPLICANT</div>		
ID		
CT	OR	AP
1. VENDOR CODE (Required)		2. SERIAL NO. (Required)
5. BRAND NAME (Required)		
6. CLASS AND TYPE (Required)		
7. FANCIFUL NAME (If Any)		
8. VINTAGE (Wine Only)		9. AGE (Distilled)
10. FORMULA NO. (If Any)		11. LAB. ANALYSIS NO.
4. TYPE OF APPLICATION (Check Applicable Box) a. <input type="checkbox"/> CERTIFICATE OF LABEL APPROVAL b. <input type="checkbox"/> CERTIFICATE OF EXEMPTION FROM LABEL APPROVAL "FOR SALE IN _____ ONLY" (Fill in State abbreviation) c. <input type="checkbox"/> DISTINCTIVE LIQUOR BOTTLE APPROVAL TOTAL BOTTLE CAPACITY BEFORE CLOSURE _____ (Fill in amount)		
12. STATE ANY WORDING, NOT SHOWN ON LABELS (Caps, celloseals, etc.)		

PART II - APPLICANT'S CERTIFICATION	
The applicant hereby declares under the penalties of perjury that to the best of his/her knowledge and belief all statements appearing in the above application are true and correct and the representations of the labels and in the supplemental documents truly and correctly represent the contents of the containers to which such labels will be applied. Additionally, the applicant for exemption from label approval further certifies that the product will be exclusively disposed of in the State shown in item 4b. and that each container will bear the legend "For Sale in (State shown in item 4b.) only".	

13. DATE OF APPLICATION	14. SIGNATURE OF APPLICANT OR AUTHORIZED AGENT
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PART III - ATF CERTIFICATE	
This certificate is issued subject to applicable laws and regulations and conditions as set forth on the back of this form.	
15. DATE ISSUED	16. SIGNATURE OF DIRECTOR, BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

FOR ATF USE ONLY	
QUALIFICATIONS	TERMINATION DATE (If Any)

AFFIX COMPLETE SET OF LABELS BELOW

I. INSTRUCTIONS

1. **INSTRUCTIONS.** Applications must be printed or typed, signed in ink, and submitted in duplicate to the Product Compliance Branch, Bureau of Alcohol, Tobacco and Firearms, Washington, D.C., 20226. For multiple plant locations submit one copy for each location shown in Item 3 and one copy for the Bureau. PHOTOCOPIES OF ATF FORM 5100.31 must be copied front and back and must contain original signatures. Applications must be submitted by the person, firm or corporation which will bottle or pack the distilled spirits, wine, or malt beverages. For products to be imported in original containers, applications must be filed by the importer. All applications for approval of distinctive liquor bottles must include photographs of both the front and back of the bottle. CERTIFICATES OF EXEMPTION ARE NOT ISSUED FOR PRODUCTS IMPORTED IN BOTTLES OR FOR MALT BEVERAGES.
2. **LABELS.** All labels which will appear on the bottle must be firmly affixed to the form with glue or tape. PRINTER'S PROOFS AND PHOTOCOPIES ARE ACCEPTABLE. If labels are in the form of can flats, a photostatic copy is requested. OVERSIZED LABELS MUST BE REDUCED PRIOR TO AFFIXING TO THE APPLICATION FORM. Indicate in Item 11 that labels have been reduced. DRAFT LABELS (not to be submitted on this form) MAY BE SENT TO THE BUREAU FOR INFORMAL REVIEW PRIOR TO PRINTING.

II. SPECIFIC INSTRUCTIONS

- ITEM 1. If you have not been assigned a vendor code, leave this blank. Submit this form with a copy of your ATF Basic Permit.
- ITEM 2. A sequential serial number beginning with the last two digits of the current calendar year must be assigned to each set of applications; e.g., 85-1, 85-2, etc.
- ITEM 3. Indicate your name and address exactly as it appears on your ATF Permit or Notice. A separate mailing address may appear directly under the required name and address.
- ITEM 5. A Brand Name is the name under which the product is sold. If the product is not sold under a brand name, the name of the bottler, packer, or importer becomes the brand name.
- ITEM 6. Specify exact designation as required under the standards of identity in 27 CFR Parts 4, 5, and 7.
- ITEM 7. A fanciful name is a name in addition to a Brand Name that is used to further identify the product.
- ITEM 10. For domestically produced products, show approved formula number. Attach a copy of the approved formula and active riders (except for vermouth and sparkling wines) with the application for label approval. For domestically produced products under a formula but not made by the applicant, a statement giving the name and address of the producer and the formula number may be substituted.
- ITEM 11. For imported products which have been analyzed by ATF, show the laboratory number. Attach a copy of the laboratory analysis with the application for label approval.

III. CONDITIONS

1. This certificate covers the products identified and authorizes their removal from the plant where bottled or packed, or from Customs custody for introduction into commerce only under the following conditions:
- a. The trade name of the bottler/importer used on the label has been approved by the Bureau.
- b. FOR CERTIFICATES OF EXEMPTION FROM LABEL APPROVAL, the product will under no circumstances be sold, offered for sale, shipped, delivered for shipment, or otherwise introduced by the applicant, directly or indirectly, into interstate or foreign commerce.
- c. This certificate is issued for Bureau of Alcohol, Tobacco and Firearms use only and does not constitute trademark protection, or relieve any person from liability for violations of the FAA Act and related regulations and rulings.

2. This certificate of label approval covers products in containers bearing a set of labels identical to the set affixed to the face of this certificate. It also covers products in containers bearing labels differing in only the following ways from those affixed to this certificate: (If you wish to make a change that is not listed below, a new label approval is required.)
- a. In shape or proportionate size of labels.
- b. In net content statement.
- c. In name and/or trade name of responsible winery, DSP, brewery, or importer provided the name/trade name has been added to Basic Permit or Brewers Notice.
- d. In name and/or address of the foreign producer, bottler or shipper, if the producer, bottler or shipper is located in the same country originally shown.
- e. In statement of percentage of neutral spirits and name of commodity from which produced.
- f. In proof stated on distilled spirits.
- g. In period of age stated.
- h. In statement of age and percentage on distilled spirits.
- i. In name and registry number of the distiller or spirits bottled in bond.
- j. In stated vintage date of wine or deletion of vintage year. **NOTE:** If vintage date is deleted no reference to "VINTAGE" may be made on any label affixed to the bottle. VINTAGE DATES MAY NEVER BE ADDED, ONLY CHANGED OR DELETED.
- k. By adding, deleting, or changing on the brand or back label, the name and address or trademark (or both) of the wholesaler, retailer, or persons for whom imported or bottled, or by adding another label stating such information provided that no reference is thereby made to the product or any of its characteristics.
- l. By adding a statement of net contents to the brand, back, or other label corresponding to the required statement shown elsewhere on the labels or blown into the bottle.
- m. In the case of malt beverages, by adding, deleting, or changing a statement of alcoholic content or other wording in the exact form required by the state in which the beverage is to be sold.
- n. In stated amount of sugar at harvest or residual sugar of wines.
- o. In stated bottling date.
- p. In the case of wines, a change in the alcoholic content statement, if within the prescribed limitation for that class or type of wine and within the same taxable grade.
- q. In stated amount of acid or pH level. One or both may be deleted from label.
- r. In adding bonded winery number in direct conjunction with the bottler name and address.
- s. In stated percentages for varietal and/or appellation.
- t. In stated caloric content for wine or distilled spirits.
- u. In stated average analysis for malt beverages provided change is in compliance with Industry Circular 80-5.
- v. By adding or changing U.P.C. Code as permitted by Industry Circular 77-23.

PAPERWORK REDUCTION ACT NOTICE

This request is in accordance with the Paperwork Reduction Act of 1980. This information collection is used to determine whether a label for alcoholic beverages states required information and does not contain any prohibited information or material as required by Federal laws and regulations administered by ATF. The information required is mandatory by statute (27 U.S.C. 205) and is used to obtain a benefit.

The estimated average burden associated with this collection of information is 30 minutes per respondent or recordkeeper, depending on individual circumstances. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be addressed to Reports Management Officer, Information Programs Branch, Bureau of Alcohol, Tobacco and Firearms, Washington, D.C. 20226, and the Office of Management and Budget, Paperwork Reduction Project (1512-0092), Washington, D.C. 20503.